

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

TERRILL SMITH,

Plaintiff,

vs.

ANGELA FOLTZ OBERLEE,

Defendant.

4:23CV3251

MEMORANDUM AND ORDER

On December 27, 2023, Plaintiff Terrill Smith filed an unsigned Complaint, [Filing No. 1](#). On December 28, 2023, the Clerk of Court advised Plaintiff that her Complaint was unsigned and therefore deficient. The Clerk of Court directed Plaintiff to “correct the deficiency” (i.e., file a signed Complaint) within 14 days, or the pleading “may be stricken from the record of this case.” Filing No. 6 (text notice of deficiency). Plaintiff has failed to follow the Clerk of Court’s directions.

Accordingly, the Court shall order Plaintiff to file a signed Complaint that complies with [Federal Rule of Civil Procedure 11](#) and the Court’s Local Rules. This matter cannot proceed until the foregoing deficiency is corrected. FAILURE TO CORRECT THE DEFECT WITHIN 30 DAYS WILL RESULT IN DISMISSAL OF THE COMPLAINT WITHOUT FURTHER NOTICE.

IT IS THEREFORE ORDERED that:

1. Plaintiff is directed to correct the above-listed technical defect on or before **February 20, 2024**. Failure to comply with this Memorandum and Order will result in dismissal of this matter without prejudice and without further notice.

2. The Clerk of Court is directed to set a pro se case management deadline in this matter with the following text: **February 20, 2024**: deadline to submit signed Complaint.

3. No further review of this case shall take place until Plaintiff complies with this Memorandum and Order.

Dated this 19th day of January, 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon", with a stylized flourish at the end.

Joseph F. Bataillon
Senior United States District Judge